GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Housing Department - Establishment - A.P.State Housing Corporation Limited - Disciplinary action initiated against Sri G.Raja Rao, Assistant Engineer(Housing)(now Retired), Guntur District along with (2) others on certain allegations in implementation of Housing Programme - Case disposed off by awarding the punishment of "Stoppage of (5) Annual Grade Increments without cumulative effect besides recovery of Rs.2,54,400/- with 12% interest" - WP No.10990/2021 filed before the Hon'ble High Court - Implementation of Hon'ble Court's Orders dated 03.11.2021 - Orders - Issued.

HOUSING (VC.A2) DEPARTMENT

G.O.Rt.No.**14** Dated:21.03.2022.

Read the following:-

(1) Proceedings No.Vig(2)/1047/KHMM/01, Dated:11.08.2006 of the Managing Director, A.P.State Housing Corporation Limited.
(2) G.O.Rt.No.244, Housing (U&IAY.A2) Department, Dated:28.09.2010.
(3) G.O.Rt.No.78, Housing (U&IAY.A2) Department, Dated:11.04.2011.
(4) G.O.Rt.No.65, Housing (VC) Department, Dated:22.09.2020.
(5) W.P.No.10990/2021 filed by Sri G.Raja Rao, Assistant Engineer (H) (now Retired), Guntur District before the Hon'ble High Court.
(6) Hon'ble High Court Orders Dated:03.11.2021 in W.P.No.10990/2021.

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ORDER:

In the reference first read above, the Managing Director, A.P.State Housing Corporation Limited, being the Disciplinary Authority, after following the due procedure as per rules, has disposed off the disciplinary action initiated against Sri G.Raja Rao, Assistant Engineer (Housing) (now Retired), Guntur District along with Smt.D.Seshu Kumari, former Deputy Executive Engineer (Housing), Bhadrachalam, Khammam District and Sri V.Ramulu, former Work Inspector (T)(Housing), Khammam District on the serious financial irregularities like Non-maintenance of prescribed records, Excess billing, Drawl of funds disproportionate to the work done in construction of P.T.G. (Primitive Tribal Group) Housing Colonies at Isunuru, Ippuru, Kotarigomu, Darapalli, Pocharam, Ketanuru and Kotturu Villages in V.R.Puram (Mandal), Bhadrachalam Division of Khammam District, by awarding the following punishments respectively :-

Sl.No.	Name of the Individual	Punishment awarded
(1)	Smt.D.Seshu Kumari	Stoppage of (3) AGIs with cumulative effect besides recovery of Rs.1,69,600/- (20%) with 12% interest
(2)	Sri G.Raja Rao	Stoppage of (5) AGIs with cumulative effect besides recovery of Rs.2,54,400/- (30%) with 12% interest
(3)	Sri V.Ramulu	Stoppage of (5) AGIs with cumulative effect besides recovery of Rs.4,24,000/- (30%) with 12% interest

2) Whereas, in the G.Os 2nd & 3rd read above, after careful consideration of the Appeal Petition filed by Sri V.Ramulu, Work Inspector (T)(H), and taking into consideration the Judgment of the Hon'ble Court of Judicial Magistrate of First Class, Bhadrachalam in C.C.No.420 of 2006, in which the Accused (1) to (3) [i.e., (i) Smt.D.Seshu Kumari, Deputy Executive Engineer(H), (ii) Sri G.Raja Rao, Assistant Engineer(H), (iii) Sri V.Ramulu, Work Inspector(T)(H)] were acquitted from the Criminal Charges under benefit of doubt, Government have issued orders cancelling the punishment of 'Stoppage of (3) Annual Grade Increments without cumulative effect' apart from waiving of recovery of Rs.4,24,000/- imposed by the Managing Director, A.P.State Housing Corporation Limited, against Sri V.Ramulu, Work Inspector(T)(H).

3) And whereas, in the G.O. 4th read above, after careful consideration of the appeal petitions filed by (i) Smt.D.Seshu Kumari, Deputy Executive Engineer(H) and (ii) Sri G.Raja Rao, Assistant Engineer(H) and taking into consideration the resolution of the Board of A.P.State Housing Corporation Limited, Government have issued

[P.T.O]

orders modifying the punishments imposed by the Managing Director, A.P.State Housing Corporation Limited against (i) Smt.D.Seshu Kumari, Dy.EE.(H) and (ii) Sri G.Raja Rao, A.E.(H) as detailed below :-

(i) Smt.D.Seshu Kumari, Dy.EE.(H): Modified the punishment of 'Stoppage of (3) AGIs with cumulative effect besides Recovery of Rs.1,69,600/- with 12% interest' to that of 'Stoppage of (3) AGIs without cumulative effect besides Recovery of Rs.1,69,600/- with 12% interest';

(ii) Sri G.Raja Rao, A.E.(H) (now Retired): Modified the punishment of 'Stoppage of (5) AGIs with cumulative effect besides Recovery of Rs.2,54,400/- with 12% interest' to that of 'Stoppage of (5) AGIs without cumulative effect besides Recovery of Rs.2,54,400/- with 12% interest'.

4) Aggrieved by the orders issued above, Sri G.Raja Rao, Assistant Engineer (H) (now Retired) has filed Writ Petition No.10990/2021 before the Hon'ble High Court praying to set aside the orders issued vide references 1st & 4th read above, and to extend the same relief on par with the co-delinquent Sri V.Ramulu, Work Inspector (T)(H). After a detailed examination of the matter in consultation with the Government Pleader; Government have filed Counter Affidavit in WP No.10990/2021 before the Hon'ble High Court.

5) And whereas, the Hon'ble High Court in its Orders 6th read above, has pronounced judgment setting aside the Government Orders issued vide G.O. 4th read above, in which Government have issued orders modifying the punishment of "Stoppage of (5) AGIs with cumulative effect besides recovery of Rs.2,54,400/- with 12% interest" imposed against the Petitioner Sri G.Raja Rao, Assistant Engineer(H) (now Retired) to that of "Stoppage of (5) AGIs without cumulative effect besides recovery of Rs.2,54,400/- with 12% interest", keeping in view the relief awarded to the co-delinquent Sri V.Ramulu, former Work Inspector (T)(H) vide G.O.3rd read above i.e., cancellation of the punishment of 'Stoppage of (3) AGIs without cumulative effect', apart from waving of recovery of Rs.4,24,000/-. The Hon'ble Court has further ordered that the Petitioner is entitled to all the consequential benefits i.e., Pension, Gratuity etc.

6) Government, after careful consideration of the entire matter and keeping in view the Orders dated 03.11.2021 of Hon'ble High Court in W.P.No.10990 of 2021; have decided and hereby cancel the Government orders issued vide G.O. 4th read above in respect of Sri G.Raja Rao, Assistant Engineer (H) (now Retired) only, in which the punishment of 'Stoppage of (5) AGIs without cumulative effect besides Recovery of Rs.2,54,400/- with 12% interest' was imposed against the individual, on par with the relief awarded to the co-delinquent Sri V.Ramulu, former Work Inspector (T)(H) vide G.O.3rd read above. Consequent to cancellation of the punishment imposed against Sri G.Raja Rao, Assistant Engineer (H) (now Retired); the individual is entitled to all consequential service benefits eligible to him, as per rules.

7) The Managing Director, A.P.State Housing Corporation Limited shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Managing Director, A.P.State Housing Corporation Limited, Autonagar, Vijayawada.

Copy to:
The individual through the MD, APSHCL, Autonagar, Vijayawada.
The P.S. to Hon'ble Minister (Housing)
Sf/Sc.

// FORWARDED :: BY ORDER //

P. Gangadhar

SECTION OFFICER